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**SERIAL NO:** 

10/620,487

GROUP:

1632

FILED:

JULY 16, 2003

TITLE:

METHOD FOR FERMENTATIVE PRODUCTION OF AMINO ACIDS

AND AMINO ACID DERIVATIVES OF THE

PHOSPHOGLYCERATE FAMILY

## SUBMISSION OF INFORMATION DISCLOSURE STATEMENT OF DR.HOLGER POTTEN

MAIL STOP NON FEE AMENDMENT Commissioner for Patents P.O. BOX 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicants wish to bring to the attention of the Patent Examiner the attached Information Disclosure Statement, duly signed by Dr. Holger Potten, and the twenty-(2) references listed on the enclosed Form PTO-1449 and attached thereto. These references were cited in the application Specification, in the German PTO Office Action, and in the European Search Report dated August 11, 2003, copy enclosed. Also enclosed is the German Office Action dated April 8, 2003.

Since this Information Disclosure Statement is being filed prior to a first Office Action, it is believed that no fee is due. However, if it is determined that a fee is due, the Commissioner is hereby authorized to charge, or to credit any over payment, to our Deposit Account Number 03-2468.

It is respectfully requested that the Information Disclosure Statement be considered and placed into the application file.

Respectfully submitted,

THOMAS MAIER ET AL

1077 Northern Boulevard

COLLARD & ROE, P.C.

Roslyn, NY 11576

516-365-9802

ERF:dm

Allison C. Collard, Reg. No. 22,532

Edward R. Freedman, Reg. No. 26,048

Attorneys for Applicants

Enclosures: 1) Information Disclosure Statement Of Dr. Holger Potten

2) PTO-form 1449 w/copies of 2 ∤ references

I hereby certify that this correspondence is being deposited with the United States postal Service as first class mail in an envelope addressed to: COMMISSIONER OF PATENTS, P.O.BOX 1450 Alexandria, VA 22313-1450, an November 6, 2003.



In re application of THOMAS MAIER -2 r

-2 US

Serial Number 10/620,487

**Group Art Unit:** 

1632

Filed: JULY 16, 2003

For: METHOD FOR FERMENTATIVE PRODUCTION OF AMINO ACIDS AND AMINO ACID DERIVATIVES OF THE PHOSPHOGLYCERATE FAMILY

## Information Disclosure Statement

Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231

## Sir or Madam:

I, Holger Potten, associated with the preparation and prosecution of the aboveidentified application, residing at Neubiberger Straße 17a, 81737 München, Germany, wish to call the attention of the Patent Examiner to the references enumerated on the enclosed PTO Form-1449.

I believe the documents enumerated on the enclosed Form PTO-1449 and attached thereto, are cited in the enclosed application, in the Office Action of the German Patent and Trademark Office as well as in the European Search Report and may be material to the examination of the application.

Therefore, it is respectfully requested that the foregoing Information Disclosure Statement be considered by the Examiner and incorporated into the file of this application.

I wish to comment as follows concerning the prior art references enumerated on PTO Form-1449:

EP 0620853 B1, cited in the application, is in English lanuage and is enclosed.

EP 0931833 A2, cited in the application, is in English lanuage and is enclosed.

For WO 97/15673, cited in the application, an English Derwent Abstract is enclosed.

For DE 19949579 C1, cited in the application, an English Derwent Abstract is enclosed.

For EP 0885962 A1, cited in the application, an English Derwent Abstract is enclosed.

For DE 10107002, cited in the application, an English Derwent Abstract is enclosed.

For DE 10219851.9-42, which has not been published, yet, describes a process for the production of L-Serin, is cited in the application.

EP 1 016 710 A2 A2, cited in the German Office Action, is already in English language and is enclosed.

Nakamori S. et al., "Overproduction of L-Cysteine and L-Cystine by Escherichia coli Strains with a Genetically Altered Serine Acetyltransferase", May 1998, Applied and Environmental Microbiology, vol. 64, no. 5: pp. 1607 – 1611, cited in the application, is enclosed.

Takagi H. et al., "PCR random mutagenesis into Escherichia coli serine acetlytransferase: isolation of the mutant enzymes that cause overproduction of L-cysteine and L-cystine due to the desensitization to feedback inhibition", 1999, FEBS Letters 452: pp. 323 – 327, cited in the application, is enclosed.

Blattner et al., "The Complete Genome Sequence of Escherichia coli K-12", Sept. 1997, Science vol. 277: pp. 1453 – 1462, cited in the application, is enclosed.

Trends in Biol. Sci., April 1999, 24: pp. 133 – 135, cited in the application, is enclosed.

Daßler et al., "Identification of a major facilitator protein from Escherichia coli involved in efflux of metabolites of the cysteine pathway", Molecular Microbiology 2000, vol. 36: pp. 1101-1112, cited in the application, is enclosed.

Hamilton et al., "New Method for Generating Deletions and Gene Replacements in Escherichia coli" Sept. 1989, Journal of Bacteriology, vol. 171, no 9: pp. 4617 – 4622, cited in the application, is enclosed.

Markides S. C., "Strategies for Achieving High-Level Expression of Genes in Escherichia coli" Sept. 1996, Microbiologibal Reviews, vol. 60, no. 3: pp. 512 – 538, cited in the application, is enclosed.

Gaitonde, M. K. "A Spectrophotometric Method for the Direct Determination of Cysteine in the Presence of the Other Naturally Occurring Amino Acids" (1967), Biochem. J. 104, pp. 627 – 633, cited in the application, is enclosed.

Signed this  $\mathcal{U}^k$  day of August, 2003.

Dr. Holger Potten

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